PATENT

CASE #F3330(C)

UNUS #03-0347-UNI

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being facsimile transmitted to:

"Commissioner for Patents" P.O. Box 1450 Alexandria, VA 22313-1450

on February 13, 2006

Gerard J. McGowan, Jr. Reg. No. 29,412 Attorney for Applicants February 13, 2006 Date of Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Malone et al.

Serial No.:

10/780,182

Filed:

February 17, 2004

For:

Frozen Aerated Product

Group:

1761

Examiner:

Maureen Donovan

Englewood Cliffs, New Jersey 07632

AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In conjunction with the filing of the Request for Continued Examination filed herewith, please consider the following remarks:

Remarks/Arguments begin on page 2 of this paper.